

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Avi ASHKENAZI, et al.

Application Serial No. 09/902,713

Filed: July 10, 2001

For: **ANTIBODIES TO PRO269
POLYPEPTIDES**



Examiner: Roark, Jessica H.

Art Unit: 1644

Attorney's Docket No. 39780-1618 P2C34

Customer No. 35489

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Date Mailed: OCTOBER 16, 2003

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

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Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Supplemental Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If Supplemental Form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

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☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)

-- OR --

☐ (2) It is being filed within 3 months of entry of a national stage

-- OR --

☐ (3) It is being filed before the mail date of the first Office Action on the merits

-- OR --

☒ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; or

☐ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and

C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ **Fee Authorization.** The Commissioner is hereby authorized to charge the above-referenced fees of \$0.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. **08-1641 (Attorney's Docket No. 39780-1618 P2C34).**

Respectfully submitted,

Date: October 16, 2003

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SUPPLEMENTAL Form PTO-1449		Attorney's Docket No. 39780-1618 P2C34		Application Serial No. 09/902,713	
INFORMATION DISCLOSURE STATEMENT		Applicant(s) Avi ASHKENAZI, et al.			
<i>(use several sheets if necessary)</i>		Filing Date: July 10, 2001		Group Art Unit: 1644	
U.S. PATENT DOCUMENTS					
Examiner Initials	Ref. No.	Date	Document No.	Name	Filing Date (if appropriate)
FOREIGN PATENT DOCUMENTS					
Examiner Initials	Ref. No.	Date	Document No.	Name	Class Subclass Translation
					YES NO
	1.	4/1973	1313412	GB	
OTHER DOCUMENTS <i>(including author, title, date, pertinent pages, etc.)</i>					
Examiner Initials	Ref. No.	Title			
	2.	GenBank, P-AAX52231, WO 99/14328 (25-MAR-19).			
	3.	GenBank, P_ABK40260, WO 01/53486 (26-JUL-2001).			
	4.	GenBank, P-AAF72389, WO 01/04311 (18-JAN-2001).			
	5.	GenBank, P_AAS21421, WO 01/40466 (07/JUN-2001).			
	6.	GenBank, P-AAA77570, WO 00/32221 (08-JUN-2000).			
	7.	GenBank, ALI161751, Heilig et al., (submitted: 21-NOV-2001).			
	8.	GenBank, AX201334, WO 01/53486 (SEQUENCE 13; 26-JUL-2001).			
	9.	GenBank, AX464222, WO 01/40466 (SEQUENCE 355; 16-JUL-2002).			
	10.	GenBank, BD075446, JP 2001516580 (02-OCT-2001).			
	11.	GenBank, P_AAC58625, WO 00/53758 (14-SEP-2000).			
	12.	GenBank, CNSLT115K, Li et al., (submitted: 30-JAN-2003).			
	13.	GenBank, CNS07EEV, Heilig et al. (submitted: 28-APRI-2001).			
	14.	GenBank, NM_175060, Li et al., (submitted: 07-FEB-2003).			
	15.	GenBank, P_AAA23458, WO 00/11015 (02-MAR-2000).			
	16.	GenBank, BC031567, Strausberg et al. (submitted: 06-JUN-2002).			
	17.	GenBank, P_AAA26284, WO 00/11014 (02-MAR-2000).			
	18.	GenBank, P_AAD12591, WO 01/49728 (12-JUL-2001).			
	19.	GenBank, AX191564, WO 01/49728 (SEQUENCE 86; 12-JUL-2001).			
	20.	Dayhoff, P_AAU86134, WO 01/53486 (26-JUL-2001).			
	21.	Dayhoff, P_AAE06596, WO 01/49728 (12-JUL-2001).			
	22.	Dayhoff, P_AAU12349, WO 01/40466 (07-JUN-2001).			
	23.	Dayhoff, P_AAY95016, WO 00/11015 (02-MAR-2000).			
	24.	Dayhoff, P_AAB24403, WO 00/32221 (08-JUN-2000).			
	25.	Dayhoff, P_AAB33460, WO 00/53758 (14-SEP-2000).			
	26.	Dayhoff, P_AAY13360, WO 99/14328 (25-MAR-1999).			
	27.	Dayhoff, CAD62342 (submitted: 30-JAN-2003).			
	28.	Dayhoff, CAS1170.1, WO 01/49728 (12-JUL-2001).			
	29.	Dayhoff, NP_778230.1, Li et al. (UNKNOWN).			
	30.	Dayhoff, AAH31567.1, Strausberg et al. (submitted: 06-JUN-2002).			

EXAMINER:**DATE CONSIDERED:**

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

*If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by a submitted to the PTO in a prior application that is identical in the statement and relied upon for an earlier filing date under 35 U.S.C. §120. 37 C.F.R. §1.98 (d).